

Section 25
Counties and Cities Questioning, Challenging, and Rejecting
Regional Governance

11/06/1984

City Council, Benicia, California
Resolution 84-180:

Requesting Inquiry by State Government into the Constitutionality of
Regional Government

84-180
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RESOLUTION NO. 84-180

A RESOLUTION REQUESTING INQUIRY INTO THE CONSTITUTIONALITY
OF REGIONAL GOVERNMENT

WHEREAS, some years ago the Government of the United States of America created and developed the Federal Regional Government Concept; and

WHEREAS, the Federal Regional System ~~may attempt to~~ assume power and authority, which have traditionally belonged to Municipal and County Governments and even to sovereign states, and could by doing so bypass these traditional and constitutional bodies; and

WHEREAS, the members of the City Council of the City of Benicia deem it extremely important, that these traditional rights, duties and responsibilities be retained by the City as the level of government most responsive to the needs of its citizens and they deem it important therefore to determine the constitutionality of the regional government concept;

NOW, THEREFORE, BE IT RESOLVED that the Benicia City Council, at their meeting held on November 6, 1984, that legislative representatives, State Senator Barry Keene, Assemblyman Thomas Hannigan, the Honorable Governor George Deukmejian, and State Attorney General John Van de Kamp, and all other interested parties be asked to determine whether or not the Federal Regional Government Concept violates Article IV, Section (3) and Section (4) and the Tenth Amendment of the United States Constitution.

BE IT FURTHER RESOLVED that the aforementioned officials thoroughly investigate federal regional government in all its aspects, and under whatever name or form, including, but not limited to, its origin, development, functions, purposes and goals, and creation and administration in the State of California, particularly any attempts to usurp the power, jurisdiction, and authority of local governmental bodies, and prepare recommendations for the enactment of corrective legislation.

BE IT FURTHER RESOLVED this this Resolution be forwarded to the Solano County Board of Supervisors requesting that they consider adopting a similar Resolution and forward their Resolution to all counties within the State of California requesting similar action.

On motion of Councilman Roetzer, seconded by Councilman Ciarrocchi, the above resolution was introduced and passed by

the Council of the City of Benicia at a regular meeting of said Council held on the 6th day of November, 1984, and adopted by the following vote:

Ayes: Councilmen Ciarrocchi, Fuller, Poole and Roetzer

Noes: Mayor O'Rourke

Absent: None

/s/ Marilyn C. O'Rourke
Marilyn C. O'Rourke, Mayor

Attest:

/s/ Frances D. Greco
Frances D. Greco, City Clerk

I, Frances D. Greco, City Clerk of the City of Benicia, County of Solano, State of California, do hereby certify that the foregoing resolution was introduced and passed by the Council of the City of Benicia at a regular meeting of said Council held on the 6th day of November, 1984, and adopted by the following vote:

Ayes: Councilmen Ciarrocchi, Fuller, Poole and Roetzer

Noes: Mayor O'Rourke

Absent: None

WITNESS my hand and the seal of said City this 7th day of November, 1984.

Frances D. Greco
Frances D. Greco, City Clerk